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AUG 09 2006

To: Commissioner for Patents**From:** Steven L. Nichols**Fax:** (571) 273-8300**Pages:** 23 pages including coversheet**Phone:****Date:** August 9, 2006**Re:** Amendment - 10/698,097

☒ **Urgent** ☒ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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1. Facsimile cover page (1 page)
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3. Transmittal Letter for Response/Amendment with Duplicate Copy (2 pages)
4. Amendment (19 pages)

• 10653 S. River Front Pkwy., Suite 150, South Jordan, UT 84095 Tel: (801) 572-0185 Fax: (801) 572-7666 •
www.raderfishman.com

PAGE 1/23 * RCVD AT 8/9/2006 7:03:12 PM [Eastern Daylight Time] * SVR:USPTO-EFAXRF-5/1 * DNIS:2738300 * CSID:18015727666 * DURATION (mm:ss):03:30

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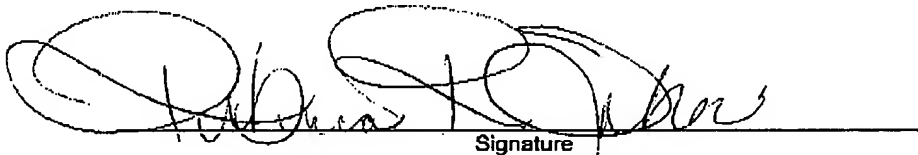
Application No.: 10/698,097

Attorney Docket No.: AB-378U

Certificate of Transmission

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on August 9, 2006
Date



Signature

Rebecca R. Schow

Typed or printed name of person signing Certificate

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AB-378U

Serial No.: 10/698,097

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application: Edward H. Overstreet et al.

Confirmation No.: 9705

AUG 09 2006

Application No.: 10/698,097

Examiner: FAULCON Jr., Lenwood

Filed: October 31, 2003

Group Art Unit: 3762

Title: "Multi-Electrode Stimulation to Elicit Electrically
Evoked Compound Action Potential"Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
 () New fee as calculated below () Supplemental Declaration
 (X) No additional fee () Other: _____

CLAIMS AS AMENDED BY A LARGE ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	23	MINUS	23	= 0	X \$50.00	\$0.00
INDEP. CLAIMS	4	MINUS	4	= 0	X \$200.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$380.00	\$
EXTENSION FEE	[] 1ST MONTH \$120.00	[] 2ND MONTH \$450.00	[] 3RD MONTH \$1020.00	[] 4TH MONTH \$1590.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge **\$0.00** to Deposit Account 18-0013/40328-0062. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40328-0062 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40328-0062 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

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transmitted to the US Patent and Trademark Office
via facsimile number (571) 273-8300 on
August 9, 2006

Number of pages transmitted: 23


Rebecca R. Schow

Respectfully submitted,

By: 

Steven L. Nichols (Reg. No.: 40,326)
Attorney/Agent for Applicant(s)
Telephone No.: (801) 572-8066
Date: August 9, 2006

AB-378U

DUPLICATE

Serial No.: 10/698,097

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CLAIMS AS AMENDED BY A LARGE ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	23	MINUS	23	= 0	X \$50.00	\$0.00
INDEP. CLAIMS	4	MINUS	4	= 0	X \$200.00	\$0.00
[] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$360.00	\$
EXTENSION FEE	[] 1ST MONTH \$120.00	[] 2ND MONTH \$450.00	[] 3RD MONTH \$1020.00	[] 4TH MONTH \$1590.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

Please charge \$0.00 to Deposit Account 18-0013/40328-0062. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40328-0062 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40328-0062 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

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10/698,097

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Edward H. Overstreet et al.

Application No. 10/698,097

Filed: October 31, 2003

For: Multi-Electrode Stimulation to
Elicit Electrically Evoked Compound
Action Potential

Group Art Unit: 3762

Examiner: Faulcon Jr., Lenwood

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the non-final Official Action mailed on May 18, 2006, please consider the following.